

OFFICIAL COPY

Fresno, California

April 4, 2000

The City Council met in joint session with the Redevelopment Agency at the hour of 9:05 a.m. and later in regular session in the Council Chambers, City Hall, on the day above written.

Present:	Garry Bredefeld	Acting Council President
	Chris Mathys	Councilmember
	Henry Perea	Councilmember
	Sal Quintero	Councilmember
	Ken Steitz	Councilmember
	Dan Ronquillo	Councilmember
	Tom Boyajian	Council President

Jeff Reid, City Manager
Hilda Cantu Montoy, City Attorney
Rebecca Klisch, City Clerk
Yolanda Salazar, Assistant City Clerk

(8:30 A.M.) JOINT MEETING WITH THE REDEVELOPMENT AGENCY

APPROVE AGENCY MINUTES OF MARCH 28, 2000

On motion of Councilmember Perea, seconded by Councilmember Steitz, duly carried, RESOLVED, the minutes of March 28, 2000, approved as submitted.

(“A”) APPROVE THE FIRST AMENDMENT TO THE “COVENANTS FOR PUBLIC PARKING, LEASE, OPERATION AND MAINTENANCE FOR PUBLIC PARKING, RECIPROCAL EASEMENTS, AND OPTION TO PURCHASE” AGREEMENT (“PARKING AGREEMENT”) FOR THE KEARNEY PALMS SHOPPING CENTER THAT WILL PERMIT THE DEVELOPER, IN CONNECTION WITH GRANTING A DEED OF TRUST OR MORTGAGE ON RETAIL PARCELS WITHIN THE SHOPPING CENTER, TO (A) ASSIGN ITS OPTION RIGHTS TO A LENDER FOR SECURITY PURPOSES, OR (B) ASSIGN ITS OPTION RIGHTS TO A PERSON WHO HOLDS FEE TITLE TO A RETAIL PARCEL WITHIN THE SHOPPING CENTER (AGENCY ACTION)

Laid over one week.

COMMENDATION TO CHAIR RONQUILLO FOR HIS EFFORTS AND LEADERSHIP IN THE KEARNEY PALMS SHOPPING CENTER AND CESAR CHAVEZ ADULT SCHOOL PROJECTS - COUNCILMEMBER MATHYS

Commendation made.

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The joint bodies recessed at 9:06 a.m. to 2:00 p.m. for a scheduled joint closed session.

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The City Council convened in regular session at 9:07 a.m.

Councilmember Steitz gave the invocation and led the Pledge of Allegiance to the Flag.

(ADD ON) RESOLUTION OF COMMENDATION TO JOHN GABLE - COUNCILMEMBER MATHYS

PROCLAMATION OF “NATIONAL TARTAN DAY”

PROCLAMATION OF “FRESNO GRIZZLIES DAY” - ALL COUNCILMEMBERS

PROCLAMATION OF “ORGAN AND TISSUE DONOR AWARENESS MONTH” - ALL COUNCILMEMBERS

(ADD-ON) RESOLUTION OF COMMENDATION TO DISTRICT 2 COUNCIL ASSISTANT JEANNIE MABRY - COUNCILMEMBER MATHYS

The above resolutions and proclamations were read and presented.

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APPROVE MINUTES OF MARCH 28, 2000

On motion of Acting President Bredefeld, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the minutes of March 28th approved as submitted.

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APPROVE AGENDA:

DIRECT STAFF TO REPORT BACK ON OPTIONS IF FRESNO COUNTY APPROVES CONSTRUCTION OF A COUNTY KITCHEN FACILITY ON A PARKING LOT AT THE FAIRGROUNDS - COUNCILMEMBER QUINTERO

Direction made. Councilmember Ronquillo noted there may also be Redevelopment Agency real estate available or other potential City sites and suggested the City work with the County on alternate sites or a possible trade if feasible.

On motion of Councilmember Quintero, seconded by Councilmember Steitz, duly carried, RESOLVED, the **AGENDA** hereby approved, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes	:	None
Absent	:	None

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ADOPT CONSENT CALENDAR:

TO LEASE PREMISES AT FRESNO CHANDLER DOWNTOWN AIRPORT; AND AUTHORIZE THE DIRECTOR OF TRANSPORTATION TO EXECUTE SAME ON BEHALF OF THE CITY

(1A-2) AWARD A CONTRACT, BASED ON AVAILABLE FUNDING, TO CLICK CORP. DBA ASPHALT MAINTENANCE CO. OF CALIFORNIA FOR THE BASE BID AND ADD-ALTERNATE I IN THE AMOUNT OF \$427,448.00 TO SLURRY SEAL VARIOUS STREETS WITHIN THE CITY OF FRESNO AS PART OF THE PROGRAM TO REVITALIZE VARIOUS STREETS

(1A-3) AWARD A CONTRACT TO A.E. MARTINEZ CONCRETE IN THE AMOUNT OF \$35,817 TO CONSTRUCT WHEELCHAIR RAMPS AT VARIOUS LOCATIONS

(1A-4) AWARD A CONTRACT TO FRESNO TRUCK CENTER IN THE AMOUNT OF \$117,124.63 FOR THE PURCHASE OF ONE NEW CLASS 7 TRUCK WITH AERIAL LIFT

(1A-5) APPROVE AN AVIATION LAND LEASE AND AGREEMENT WITH CLIFF HANGAR INVESTMENTS, LLC (CHI), WHEREBY SIXTY-SIX (66) NEW AIR CRAFT T-HANGARS WOULD BE CONSTRUCTED AT FRESNO CHANDLER DOWNTOWN AIRPORT

(1A-6) **RESOLUTION NO. 2000-105** - DEDICATING CERTAIN CITY-OWNED PROPERTY AT ROEDING PARK ON THE NORTH SIDE OF BELMONT BETWEEN FREEWAY 99 AND MOTEL DRIVE AS AN EASEMENT FOR PUBLIC WATER MAIN PURPOSES

On motion of Acting President Bredefeld, seconded by Councilmember Mathys, duly carried, **RESOLVED**, the above entitled **CONSENT CALENDAR** hereby adopted, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes	:	None
Absent	:	None

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(9:30 A.M.) APPEARANCE BY GEORGE KERVORKIAN TO REQUEST CODE ENFORCEMENT BE PERFORMED ON AN EQUAL BASIS VERSUS SELECTIVE ENFORCEMENT

Appearance made with Mr. Kervorkian advising of addresses where he stated violations were not being enforced. HNR Housing Program Supervisor Robertson responded stating all complaints received had or were currently being acted upon. There was no further discussion.

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(3A) **RESOLUTION NO. 2000-106** - INTENT TO REIMBURSE CERTAIN EXPENDITURES FROM PROCEEDS OF INDEBTEDNESS RELATIVE TO THE SENIOR CITIZENS' CENTER

1. * **RESOLUTION NO. 2000-107** - 89TH AMENDMENT TO AAR 99-181 APPROPRIATING \$1,000,000 FOR THE PURPOSE OF LOANING THE COMMUNITY DEVELOPMENT BLOCK GRANT FUND MONIES IN ADVANCE OF A GRANT AWARD FOR THE SENIOR CITIZENS' CENTER

included in the above resolution, with City Manager Reid responding Council's prior direction was for a \$1 million appropriation at this time and explained.

On motion of Councilmember Quintero, seconded by Councilmember Perea, duly carried, RESOLVED, the above entitled Resolution Nos. 2000-106 and 2000-107 hereby adopted, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes	:	None
Absent	:	None

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(3B) PROPOSED APPOINTMENT OF WILLIAM H. WILDER TO THE CONSOLIDATED MOSQUITO ABATEMENT DISTRICT - MAYOR PATTERSON

On motion of Acting President Bredefeld, seconded by Councilmember Steitz, duly carried, RESOLVED, the appointment of William Wilder to the Consolidated Mosquito Abatement District introduced before the Council and laid over, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes	:	None
Absent	:	None

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(5A) SET A PUBLIC HEARING TO NAME THE CITY PARK AT DANTE AND ALLUVIAL AVENUES THE "DERAN KOLIGIAN PARK" - COUNCILMEMBER MATHYS

Briefly reviewed by Councilmember Mathys who requested a hearing be set and spoke in support of the naming citing Supervisor Koligian's contributions and impact on the community. Councilmember Ronquillo also spoke in support of the naming.

On motion of Councilmember Mathys, seconded by Councilmember Ronquillo, duly carried, RESOLVED, a hearing hereby set for April 25, 2000, at 11:00 a.m. to name the Dante/Alluvial park the "Deran Koligian Park", by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes	:	None
Absent	:	None

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(5B) PROPOSED APPOINTMENT OF GERRI A. CASTILLO TO THE HUMAN RELATIONS COMMISSION - PRESIDENT BOYAJIAN

On motion of President Boyajian, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the appointment of Gerrii Castillo to the Human Relations Commission introduced before the Council and laid over, by the following vote:

Ayes : Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes : None
Absent : None

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(5C) * RESOLUTION NO. 2000-108 - 90th AMENDMENT TO AAR 99-181 APPROPRIATING \$1,000 OF DISTRICT 5'S GENERAL FUND INFRASTRUCTURE BUDGET TO FUND THE HUNTINGTON BOULEVARD CANDLELIGHT PROGRAM - COUNCILMEMBER QUINTERO

On motion of Councilmember Quintero, seconded by Councilmember Ronquillo, duly carried, RESOLVED, the above entitled Resolution No. 2000-108 hereby adopted, by the following vote:

Ayes : Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes : None
Absent : None

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(5D) DETERMINATION TO HOLD A PUBLIC HEARING TO REVIEW THE PLANNING COMMISSION'S ACTION ON SITE PLAN REVIEW NO. S-99-178, NORTHWEST CORNER OF W. MCKINLEY AND N. WOODSON AVENUES - COUNCILMEMBER RONQUILLO

On motion of Councilmember Ronquillo, seconded by Acting President Bredefeld, duly carried, RESOLVED, a hearing to review the Planning Commission's action on Site Plan Review No. S-99-178 hereby set for April 25, 2000, at 4:00 p.m., by the following vote:

Ayes : Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes : None
Absent : None

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(5E) REQUEST FOR STATUS REPORT ON BNSF'S TEN (10) RAILROAD CROSSING CLOSURES INCLUDED IN THE SHAW/MARKS UNDERPASS AGREEMENT - COUNCILMEMBER PEREA

Councilmember Perea briefly reviewed the issue and questioned what the agreement called for and why the remaining crossings had not been closed. City Design Engineer Kassabian stated the agreement was a complex one, gave an overview of the agreement, explained the outstanding issues relative to closing the remaining crossings, and along with City Attorney Montoy responded to questions of Councilmembers Perea, Ronquillo and Mathys and President Boyajian relative to timeline to close the remaining crossings, options/recourse with BNSF if escrow did not close or property was not exchanged within the 4-6 week timeline, type of closures, which crossings had already been closed, if Lewis Market's concerns had been addressed, and if lawsuit issues had been resolved. There was no further discussion. Councilmember Steitz left the meeting at 10:03 a.m. and returned during the afternoon session.

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(10:00 A.M.) HEARING ON CITY OF FRESNO COMMUNITY FACILITIES DISTRICT (CFD) NO. 2, ANNEXATION NO. 19 (TRACT NOS. 4884 AND 4902)

- 1. RESOLUTION NO. 2000-109 - ANNEXING TERRITORY TO CFD NO. 2 AND AUTHORIZING THE LEVY OF A SPECIAL TAX**
- 2. RESOLUTION NO. 2000-110 - CALLING A SPECIAL MAILED-BALLOT ELECTION**
- 3. RESOLUTION NO. 2000-111 - DECLARING ELECTION RESULTS**
- 4. * BILL NO. B-29 - ORDINANCE NO. 2000-32 - LEVYING A SPECIAL TAX FOR THE PROPERTY TAX YEAR 2000-2001 AND FUTURE TAX YEARS WITHIN AND RELATING TO CFD NO. 2, ANNEXATION NO. 19, CITY OF FRESNO**

President Boyajian announced the time had arrived to consider the issue and opened the hearing. City Design Engineer Kassabian reviewed the staff report as submitted. Councilmembers Ronquillo and Mathys briefly left the meeting at 10:06 a.m.

Upon call, no one wished to be heard and President Boyajian closed the hearing.

Acting President Bredefeld stated he had supported and not supported CFD's in the past, noted his concern was residents not receiving services they were paying for, and stated he would support the matter but it would be contingent upon the outcome of his 4:30 p.m. item scheduled this date.

On motion of Acting President Bredefeld, seconded by Councilmember Quintero, duly carried, RESOLVED, the above entitled Resolution Nos. 2000-109, 2000-110 and 2000-111 hereby adopted, and the above entitled Bill No. B-29 adopted as Ordinance No. 2000-32, by the following vote:

Ayes	:	Bredefeld, Perea, Quintero, Boyajian
Noes	:	None
Absent	:	Mathys, Ronquillo, Steitz

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(10:05 A.M.) PRESENTATION BY DR. TAPAN MUNROE RELATING TO THE ECONOMIC CONTRIBUTION OF THE BUILDING INDUSTRY TO THE LOCAL ECONOMY

Jeff Harris, representing the Building Industry Association, introduced Dr. Munroe. Councilmembers Ronquillo and Mathys returned to the meeting at 10:11 a.m. Dr. Munroe gave an Executive Summary Powerpoint presentation on the industry's contributions using graphics to illustrate.

Speaking to the issue were: Doug Whipple, 890 W. Euclid, who presented questions with Dr. Munroe responding; and Phillip Reynolds, Carpenter, Sacramento, CA.

Discussion ensued with Dr. Munroe and Mr. Harris responding to comments and questions of Councilmembers Ronquillo, Bredefeld and Quintero relative to the San Joaquin Valley's economy **(3 - 0)**, how much the BIA paid for the report, if new development paid for itself, sufficiency of UGM fees for needed infrastructure, parks, etc., how annual construction wages were determined, and number of building permits issued and how that translated to the number of jobs for Fresno and Clovis. Mr. Munroe was commended for his report and there was no further discussion.

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(10:30 P.M.) REPORT ON THE CALIFORNIA VILLAGE WATER METER ISSUE

Assistant DAS Director Gargiulo referenced staff's report as submitted, advised a payment plan had been mailed to Mr. Jones for the amount outstanding and explained the plan, and gave an overview of staff's visit to the complex.

Speaking to the issue were: Reverend Ted Wilson, 3309 E. Lamona, who submitted documentation and stated the City owed California Village utility credits which would reduce or eliminate the balance currently owed and requested the slate be wiped clean and start billings anew; and Benjamin Jones, who spoke to the water pressure issue.

Upon question of Councilmember Ronquillo, Mr. Gargiulo stated staff would look at the new information submitted and apply any credits if due. Brief discussion ensued on the credit issue and need for CVHOA to engage in the payment plan process. Upon question of an unidentified resident, Mr. Gargiulo stated the water would not be turned off. There was no further discussion.

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(10:55 A.M.) * REQUEST CITY MANAGER OR HIS DESIGNEE TO DIRECT STAFF TO PAINT A CROSSWALK ACROSS BRAWLEY AT PALO ALTO AVENUES - COUNCILMEMBER MATHYS

Councilmember Mathys made a motion to approve the request as outlined. City Manager Reid questioned if public works staff had been contacted on the issue and brief discussion ensued. Councilmember Mathys stated he would work with staff to try and resolve the issue adding he would reschedule the request if necessary.

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Visiting third grade students from Our Lady of Perpetual Help School in Clovis were recognized and welcomed.

(11:00 A.M.) REQUEST CITY MANAGER TO WAIVE SELLAND ARENA RENTAL FEES IN THE AMOUNT OF \$11,300 FOR THE "GO FOR IT" ROADSHOW ON MAY 8 - 12, 2000 - ACTING PRESIDENT BREDEFELD

Mike Buckler, Rehabilitation Administrator, 7055 N. Fresno Street, and Starlene Finley, played a video promotion of the event **(4 - 0)**, stated any financial assistance would be most appreciated, extended an invitation to Council to attend, and responded to questions of Acting President Bredefeld relative to specifics of the event.

Acting President Bredefeld noted a funding source needed to be determined in order to waive fees and presented questions relative to funding, with City Manager Reid responding, questioning Mr. Buckler, and clarifying the fees were going to be paid regardless if the City waived them or not. Acting President Bredefeld stated he would contribute \$2,000 from his infrastructure budget with Councilmember Perea stating he would also contribute. There was no action taken.

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(6A) * RESOLUTION NO. 2000-112 - APPLYING TO THE LOCAL AGENCY FORMATION COMMISSION (LAFCO) IN THE MATTER OF THE PROPOSED BEHYMER-MAPLE NO. 3 REORGANIZATION

Planning Manager Haro reviewed the issue and staff report as submitted. City Manager Reid further clarified LAFCO's request to the City to pursue the annexation. Mr. Reid and Mr. Haro responded to questions of Acting President Bredefeld relative to Ft. Washington's reluctance to be annexed, the excluded lots, main objection to the County island being annexed, and if incentives could be offered to bring the island into the city.

On motion of Acting President Bredefeld, seconded by Councilmember Perea, duly carried, RESOLVED, the Negative Declaration for Environmental Assessment Behymer-Maple No. 3, dated December 23, 1999, hereby approved; and the above entitled Resolution No. 2000-112 applying to LAFCO for the reorganization excluding the eleven lots which front onto Cedar Avenue hereby adopted, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Boyajian
Noes	:	None
Absent	:	Steitz

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UNSCHEDULED ORAL COMMUNICATIONS

APPEARANCE BY WAYNE HORN REQUESTING CITY ASSISTANCE ON DYING TREE AT SHAW AND FORKNER AVENUES

Appearance made with Councilmember Perea requesting Mr. Horn provide him with the exact address and he would look into the issue.

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LUNCH RECESS - 11:52 A.M. - 2:21 P.M. Councilmembers Bredefeld, Mathys and Steitz arrived later in the meeting.

(2:00 P.M.) CONTESTED CONSENT CALENDAR ITEMS:

(1A-7) APPROVE ACQUISITION OF PROPERTY AT THE NORTHEAST CORNER OF MAPLE AND INTERNATIONAL AVENUES FOR FIRE STATION 21 AND PUMP STATION 310

President Boyajian questioned the low water pressure in the area and its impact on the development, with Senior Real Estate Agent Hansen stating water division staff would have been the proper ones to respond but a representative was not present.

On motion of President Boyajian, seconded by Councilmember Perea, duly carried, RESOLVED, the acquisition of the westerly 1.286 acres of Fresno County APN 310-101-01 for Fire Station 21 and Pump Station 310, located at the northeast corner of N. Maple and E. International Avenues, from Harold and Marjorie Hupp for \$140,000 (plus \$18,000 in UGM development liens) hereby approved; and the Public Works Director authorized to sign all documents necessary to complete the purchase on behalf of the City, by the following vote:

Ayes	:	Perea, Quintero, Ronquillo, Boyajian
Noes	:	None
Absent	:	Bredefeld, Mathys, Steitz

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(1A-8) RATIFY EXECUTIVE ORDER (EO) NO. 00-01 ISSUED BY THE MAYOR DIRECTING STAFF TO NOT CONVERT EXISTING SOLID WASTE ALLEY CUSTOMERS TO CURBSIDE PICK-UP

Councilmember Perea stated he would not support ratification due to prior Council direction to convert to curbside collection, referenced a map on display depicting areas yet to be converted and focused on his district, noted there would be a cost of \$250,000 to not convert to curbside collection, and asked for Council's support to amend the EO to continue the curbside conversion in his district (District 7),

Interim Public Utilities Director Abramson and City Manager Reid responded to questions of Councilmember Perea relative to not converting, how staff would try to offset or reduce costs for no rate increase, and if it was possible and what needed to be done to not pass along the increase to his district residents 1-2 years down the road when rates were increased, with Councilmember Perea emphasizing it would not be fair to ask his district to pay the increased rates. Acting President Bredefeld arrived at 2:26 p.m.

City Attorney Montoy responded to questions of Mr. Reid relative to the Mayor's veto authority over the ratification, Section 2 of the EO, and if Councilmember Perea's amendment was permissible this date.

Acting President Bredefeld seconded the motion, which was acted upon after additional discussion. Mr. Abramson responded to questions of Councilmember Ronquillo relative to the total budget for residential solid waste pickup, number of neighborhoods already converted, and number of those unhappy with the conversion. Councilmember Ronquillo stated he had a problem with those already converted noting they were on the wrong end due to timing, emphasized it was unfair and a disservice to them (**5 - 0**), and questioned the cost to revert all alley customers back to alley service. Mr. Abramson stated he would report back with cost figures. Councilmember Steitz arrived at 2:48 p.m.

Upon question of Councilmember Quintero Ms. Montoy clarified the amendment and motion on the floor and the EO stating it was not a permanent measure as it was suspending mandatory conversion for 12 months only. Councilmember Mathys arrived at 2:53 p.m. Brief discussion ensued.

On motion of Councilmember Perea, seconded by Acting President Bredefeld, duly carried, RESOLVED, Executive Order No. 00-01 issued by the Mayor directing staff to not convert existing solid waste alley customers to curbside pick-up hereby ratified, *as amended by Councilmember Perea*, to continue the conversion of alley to curbside pick-up in Council District 7, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Quintero, Ronquillo, Steitz, Boyajian
Noes	:	None
Absent	:	None

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(2:00 P.M.) CLOSED SESSION:

(A) CONFERENCE WITH LABOR NEGOTIATOR - GOVERNMENT CODE SECTION 54957.6 - CITY NEGOTIATORS: JEFFREY REID, ANDREW SOUZA, JORGE AGUINIGA - EMPLOYEE ORGANIZATION: FCEA MOU EXTENSION

(B) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (a) - CASE NAMES:

2. FRESNO CITY EMPLOYEES ASSOCIATION (FCEA) V. CITY OF FRESNO, JEFFREY REID, ANDREW SOUZA, RON PRIMAVERA, ET AL.

3. FRESNO CITY EMPLOYEES ASSOCIATION (FCEA) V. CITY OF FRESNO, CITY COUNCIL, JEFFREY REID, YVONNE QUIRING, ET AL.

(C) CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (b) - SIGNIFICANT EXPOSURE TO LITIGATION: KIEWIT PACIFIC COMPANY, A CALIFORNIA CORPORATION V. CITY OF FRESNO

Council met in closed session in Room 2125 at the hour of 2:55 p.m. to consider the above issues.

(B) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - GOVERNMENT CODE SECTION 54956.9, SUBDIVISION (a) - CASE NAMES:

1. NOTTOLI CMC V. CITY OF FRESNO

(D) JOINT SESSION WITH THE REDEVELOPMENT AGENCY: CONFERENCE WITH REAL PROPERTY NEGOTIATOR - GOVERNMENT CODE SECTION 54956.8 - PROPERTY: BOUND BY N. CLARK, E. MCKENZIE, N. FRESNO AND E. DIVISADERO STREET - NEGOTIATING PARTIES: CITY OF FRESNO, REDEVELOPMENT AGENCY, COMMUNITY MEDICAL CENTERS - UNDER NEGOTIATION: PRICE, TERMS OF PAYMENT, AND OTHER TERMS OF CONVEYANCE

The above Items **B-1** and **D** were not held.

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The City Council reconvened in regular open session at 4:36 p.m.

(4:30 P.M.) ACTION REGARDING REQUEST TO CITY MANAGER TO PREPARE AGREEMENTS AS REQUESTED BY RESIDENTS TO ALLOW FOR QUALIFIED RESIDENTIAL ASSOCIATIONS TO INDIVIDUALLY PROVIDE LANDSCAPING SERVICE USING TAX ASSESSMENTS - ACTING PRESIDENT BREDEFELD

Acting President Bredefeld stated the issue was self-explanatory, noted some people felt they were not getting services they were paying for, and requested Council support his request to staff. City Manager Reid stated he would be supportive of such a policy and advised a majority Council vote was needed to move the issue through the budget process.

Alex Correa, representing Local 39, spoke to the issue and expressed his concerns, and requested Council allow Local 39 and staff to meet and devise other suitable options/alternatives.

Upon question of President Boyajian, City Attorney Montoy advised Meet and Confer would be required and that direction to Parks staff to meet with the associations was a permissible option. City Manager Reid responded to questions of Councilmember Steitz relative to surrounding areas picking up associated costs, and groups de-annexing from a district. Councilmember Steitz stated he wanted staff to report back with fiscal impact and implications.

Acting President Bredefeld clarified his intent was to contract out the service, emphasized this was about people making their own choice with their own money, advised he was not sure he wanted to go down the de-annexation road, and made a motion to request the City Manager to prepare agreements as outlined above, which motion was seconded by Councilmember Steitz.

Mr. Reid responded to questions of Councilmember Ronquillo, President Boyajian and Councilmember Quintero relative to administration overhead costs, with Councilmember Ronquillo stating this would not be a simple issue, if a cost analysis was ever conducted, if sufficient fees were being collected to provide the service, impact to parks staff if such a policy were to be approved, who currently provided landscaping services, if city employees had any input or discretion in landscaping choices, age of the subdivision, and landscaping standards and process. Councilmember Perea stated he would support the issue this date to get additional information relative to impact on city staff and resources. Brief discussion ensued on the meeting with Local 39 and Meet and Confer provisions (**6 - 0**), with Ms. Montoy clarifying Meet and Confer only related to contracting out services as it was prohibited in the current MOU.

On motion of Acting President Bredefeld, seconded by Councilmember Steitz, duly carried, RESOLVED, the City Manager requested to prepare agreements as requested by residents to allow for qualified residential associations to individually provide landscaping service using tax assessments, subject to Meet and Confer if so determined, by the following vote:

Ayes	:	Bredefeld, Mathys, Perea, Steitz
Noes	:	Quintero, Ronquillo, Boyajian
Absent	:	None

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UNSCHEDULED ORAL COMMUNICATIONS:

APPEARANCE BY KATHLEEN McINTYRE, HUMAN SERVICES COALITION, EXPRESSING CONCERNS WITH THE REQUEST FOR PROPOSALS (RFP) FOR SOCIAL SERVICE FUNDING AND FOCUSING FUNDING ON JUVENILE CRIME PREVENTION

Appearance made. Discussion ensued with City Manager Reid and Ms. McIntyre responding to questions and clarifying issues relative to the process, the Mayor's funding priorities, a new \$15 million funding allocation from the county, a bidders conference, and Council making funding determinations.

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ADJOURNMENT

There being no further business to bring before the Council, the hour of 5:25 p.m. having arrived and hearing no objections, President Boyajian declared the meeting adjourned.

APPROVED this _____ day of _____, 2000.

ATTEST: _____

Tom Boyajian, Council President

Yolanda Salazar, Assistant City Clerk

135-162

4/4/00